

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

<b>IN THE MATTER OF THE REQUEST OF QWEST )</b>	<b>ORDER GRANTING</b>
<b>CORPORATION FOR CERTIFICATION )</b>	<b>CERTIFICATION</b>
<b>REGARDING ITS USE OF FEDERAL UNIVERSAL )</b>	
<b>SERVICE SUPPORT )</b>	<b>TC11-052</b>

On May 31, 2011, the South Dakota Public Utilities Commission (Commission) received a filing from Qwest Corporation (Company) regarding its Request for Certification Regarding its Use of Federal Universal Service Support. The purpose of this filing was to provide information constituting Company's plan for the use of its federal universal service support and to otherwise verify that Company will use all federal universal service support received in a manner that is consistent with the federal universal service provisions of 47 U.S.C. § 254. As a part of its plan, Company listed estimates of the support it expected to receive from the Universal Service Administrative Company (USAC) as well as its estimated costs for the provision, maintenance, and upgrading of facilities and services. Pursuant to 47 C.F.R. § 54.313, a state that desires a non-rural carrier within its jurisdiction to receive future federal universal service support must file an annual certification with the Federal Communications Commission and USAC stating that federal high cost support provided to such carriers within that state will be used only for the provision, maintenance, and upgrading of facilities and services for which the support is intended. This certification requirement applies to various categories of federal universal service support. Support provided under FCC rules will only be made available if the State Commission files the requisite certification pursuant to § 54.313. Pursuant to § 54.316, a state commission must also annually review the comparability of residential rates in rural areas of the state served by non-rural incumbent local exchange carriers to urban rates nationwide.

On June 2, 2011, the Commission electronically transmitted notice of the filing and the intervention deadline of June 17, 2011, to interested individuals and entities. No parties sought intervention.

At its regularly scheduled meeting of September 13, 2011, the Commission considered this matter. The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26, 49-31, and 47 U.S.C. § 254. The Commission found that the Company is eligible to receive federal support as it states it will only use the support for the provision, maintenance, and upgrading of facilities and services for which the support is intended. The Commission also found that Qwest's residential rates are below the most recent federal benchmark rate. The Commission unanimously voted to approve the Company's Request for Certification Regarding Its Use of Federal Universal Service Support and found its residential rates in its rural areas are reasonably comparable to urban rates nationwide. It is therefore

**ORDERED**, that the Company is eligible to receive federal support as it states it will only use the support for the provision, maintenance, and upgrading of facilities and services for which the support is intended. It is further

**ORDERED**, that the Commission approves Company's Request for Certification Regarding Its Use of Federal Universal Service Support. It is further

ORDERED, that the Commission certifies that the Company's residential rates in rural areas are reasonable comparable to urban rates nationwide.

Dated at Pierre, South Dakota, this 15<sup>th</sup> day of September, 2011.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically.

By: Tina Douglas

Date: 9-15-11

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson

GARY HANSON, Chairman

Chris Nelson

CHRIS NELSON, Vice Chairman

Kristie Fiegen

KRISTIE FIEGEN, Commissioner